



**SAN BENITO COUNTY
BOARD OF SUPERVISORS
and as the
PUBLIC AUTHORITY for
IN HOME SUPPORTIVE SERVICES**

Don Marcus
District No. 1
Chair

Anthony Botelho
District No. 2

Pat Loe
District No. 3

Reb Monaco
District No. 4

Jaime De La Cruz
District No. 5
Vice-Chair

County Administration Building – Board of Supervisors Chambers, 481 Fourth Street, Hollister, California

**REGULAR MEETING AGENDA
APRIL 24, 2007**

Mission Statement

The County Board of Supervisors will recognize the public trust it holds, will on all occasions conduct business with honesty, integrity, and respect for the individual, and will hold the organization of County government to that same standard.

The San Benito County Board of Supervisors welcomes you to this meeting and encourages your participation.

- If you wish to speak on a matter which does not appear on the agenda, you may do so during the Public Comment period at the beginning of the meeting. Please complete a Speaker Card and provide it to the Clerk of the Board prior to the meeting. Except as otherwise provided by law, no action shall be taken on any item not appearing on the agenda. When addressing the Board, please state your name for the record. Please address the Board as a whole through the Chair.*
- If you wish to speak on an item contained in the agenda please complete a Speaker Card identifying the item(s) and provide it to the Clerk of the Board prior to consideration of the item.*

Each individual speaker will be limited to a presentation total of three (3) minutes.

9:30 a.m. CALL TO ORDER:

- Pledge of Allegiance to be led by Supervisor Loe.
- Acknowledge Certificate of Posting.

PRESENTATIONS / RECOGNITIONS:

- 1) Proclamation recognizing the 60th Anniversary of the Veterans of Foreign War. (Supervisor Loe)
- 2) Proclaim May 2007 as Water Awareness Month and authorize the Chairman to sign said proclamation. (Shawn Novack, Water Resources Association of San Benito County)
- 3) Approve Certificate of Recognition to retiring Executive Director Lou Bettencourt honoring 17-years of service to the San Benito County Chapter of the YMCA. (Supervisor Botelho)
- 4) Child Abuse Prevention Council's presentation of Blue Ribbon Award to Lou Bettencourt.

- 5) Approve proclamation declaring April as “Child Abuse Prevention Month” in San Benito County.
- 6) Presentation of Trindel Employee Safety Award to Antoinette Moreno of the Health & Human Services Agency.
- d) **Public Comment:** *Opportunity to address the Board on items of interest not appearing on the agenda. No action may be taken unless provided by Govt. Code Section 54954.2.*
- e) **Department Head Announcements:** Information only.
- f) **Board Announcements, Introductions and Presentations:** Information only.

CONSENT AGENDA:

These matters shall be considered as a whole and without discussion unless a particular item is removed from the Consent Agenda. Approval of a consent item means approval of the recommended action as specified on the Agenda Item Transmittal.

If any member of the public wishes to comment on a Consent Agenda Item, please fill out a speaker card, present it to the Clerk prior to consideration of the Consent Agenda and request the item be removed and considered separately.

AGRICULTURAL COMMISSIONER – P. Matulich:

- 7) Approve agreement with the California Department of Food and Agriculture for the provision of pesticide regulation reporting services for FY2007/2008 in the amount of \$15,076.

BEHAVIORAL HEALTH – A. Yamamoto:

- 8) Approve Amendment #1 to the agreement with State Department of Alcohol and Drug Programs for FY2006/2007 Negotiated Net Amount (NNA) and approve proposed resolution accepting said amendment. (Res. No. 2007- 18)
- 9) Approve Memorandum Of Understanding (MOU) with the San Benito County Office of Education accepting an annual total of \$49,869 for reimbursement for mental health services delivered and authorize Chair and Behavioral Health Director to said MOU.

CLERK OF THE BOARD – L. Churchill:

- 10) Approve the action minutes of the meeting of April 10, 2007.

COUNTY ADMINISTRATIVE OFFICER – S. Thompson:

- 11) Regarding an agreement with the Aromas/San Juan School District, consider the following:
 - a) Approve joint use agreement with the Aromas/San Juan School District establishing responsibilities for the development, use and maintenance of the San Juan Schools Athletic Fields, for the period of April 24, 2007 through April 24, 2018 in an amount not to exceed \$67,768.58; and
 - b) Approve budget transfer of \$67,768.58 from the Rancho Larios Recreation Hall Special Revenue Fund to Contributions to Community-Based Organizations (**4/5 vote required**); and
 - c) Authorize Chair to sign said agreement.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 12) Approve amended Emergency Medical Care Commission (EMCC) Bylaws.
- 13) Approve the deletion of a 1.0 FTE Vocational Assistant and the addition of a 1.0 FTE Social Worker to the HSA Schedule of Authorized Positions.
- 14) Approve proclamation declaring April 22 – 28, 2007 as “Safety Seat Checkup Week:” in San Benito County.
- 15) Regarding submission of an application for Federal Emergency Shelter Grant, consider the following:
 - a) Approve Resolution authorizing the submittal of a Federal Emergency Shelter Grant application; and
 - b) Authorize Board Chair sign said resolution and any related documentation; and
 - c) Authorize the CAO or HHSA Executive Director sign or initial the application, required certifications and any other related documents required for submission of the application. (Res. No. 2007-19)
- 16) Regarding replacement of Live Scan System consider the following:
 - a) Increase the FY2006/2007 HSA budget (Unit #500) by \$23,000 in revenues and expenses and add one (1) replacement Live Scan system to its Schedule of Fixed Assets; and
 - b) Waive the public bid requirements as it would not be in the best interest of the County; and
 - c) Authorize the HHSA Director to proceed with purchase of Live Scan System with Indentix Corp. *(4/5 vote required)*

INTERNAL SERVICES DEPARTMENT – R. Inman:

- 17) Regarding various class specifications, consider the following:
 - a) Approve Class Specifications for Deputy Sheriff Trainee and set current salary range of 20.7; and
 - b) Approve Class Specifications for Peer Mentor (Behavioral Health) Temporary, Part Time and set flat hourly rate of \$9.00; and
 - c) Approve Class Specifications for Executive Secretary to the CAO/Safety Program Coordinator and set current salary range of 16.7; and
 - d) Approve reclassification of Executive Secretary to the CAO to the new classification of Executive Secretary to the CAO/Safety Program Coordinator; and
 - e) Approve Class Specifications for Secretary to the Board of Supervisors and set current salary range of 13.7; and
 - f) Approve Class Specifications for Vector Control Technician I/II and set current salary ranges of 13.6 and 16.6 respectively.

LIBRARY – N. Conte:

- 18) Approve budget augmentation to increase the Library’s revenues and expenditures by \$28,000 for FY2006/2007 reflecting receipt of a California Library Literacy Services grant. *(4/5 vote required)*

PLANNING AND BUILDING – A. Henriques:

- 19) Approve appointment of Building Inspector II at Step E, Range 19.0 based on qualifications and experience.

PROBATION – M. Covell:

- 20) Regarding a Juvenile Justice Crime Prevention Act grant application, consider the following:
- a) Approve proposed resolution approving said Juvenile Justice Crime Prevention Plan as modified (Res. No. 2007-21); and
 - b) Authorize the Probation Department to submit the Juvenile Justice Crime Prevention Act application for continued funding to the Board of Corrections to expend the funds provided by the Crime Prevention Act in the amount of \$184,057.

PUBLIC WORKS – J. Lo:

- 21) Approve specifications and invitation for bids for new pneumatic tire roller; and authorize the Director of Public Works to advertise Invitation for Bids.
- 22) Regarding agreement with the City of San Juan Bautista, consider the following:
- a) Approve and authorize the Chair to sign a joint use agreement with the City of San Juan Bautista, establishing responsibilities for the renovation and maintenance of the San Juan Community Center for the period of April 24, 2007 through April 24, 2017 in an amount not to exceed \$100,000; and
 - b) Direct the Public Works Director, or his designee, to submit all documents necessary for the Project Application Process.

SHERIFF – C. Hill:

- 23) Approve out of state travel for Sheriff, Undersheriff, Lieutenant and Sergeant to attend the Outlaw Motorcycle Gang Training Conference in South Lake Tahoe, Nevada May 7-11, 2007.
- 24) Regarding new gurney for Coroner's Division, consider the following:
- a) Approve purchase of new gurney for Coroner's Division; and
 - b) Amend FY2006/2007 Coroner's Fixed Asset Schedule to reflect purchase in the amount of \$4,076 from Equipment; and
 - c) Amend FY2006/2007 Coroners budget reflecting a decrease to the Services & Supplies Professional Services Physicians line item in the amount of \$4,076.
- 25) Regarding Letter of Agreement (LOA) with the State of California Drug Enforcement Agency (DEA) to receive cannabis eradication and suppression funding in the amount of \$20,000, consider the following:
- a) Approve the Letter of Agreement between the San Benito County Sheriff's Office and Drug Enforcement Administration and authorize the Sheriff to sign; and
 - b) Approve the Request for Advance Funds and authorize the Sheriff to sign; and
 - c) Approve the funds be received via Electronic Funds Transfer; and
 - d) Approve the Certifications regarding Lobbying; Debarment, Suspension and other Responsibility Matters; and Drug-Free Workplace Requirements and authorize the Sheriff to sign.

- 26) Approve proposed resolution authorizing submission of a grant proposal by the Sheriff/Coroner for a 2007/2008 Federal Anti-Drug Abuse Enforcement Program & Justice Assistance Grant for UNET. (Res. No. 2007-20)

9:30 a.m. PUBLIC HEARING: (or as soon thereafter as the matter may be heard.)

HEALTH & HUMAN SERVICES AGENCY: K. Flores:

- 27) Hold public hearing to adopt a proposed ordinance increasing fees for Environmental Health Services and authorizing future adjustment of fees based on the Consumer Price Index (CPI).

REGULAR AGENDA:

For each regular agenda item, the following schedule shall occur:

- a) Staff report.
- b) Public opportunity to address the Board on a particular agenda item. Please fill out a speaker card and present it to the Clerk prior to consideration of the item.
- c) Consideration by the Board.

SITTING AS THE PUBLIC AUTHORITY FOR IN HOME SUPPORTIVE SERVICES:

IN HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY:

- 28) Approve successor Memorandum of Understanding with SEIU, Local 6434 and the San Benito County In Home Supportive Services Public Authority with a contract term of January 1, 2007 through December 31, 2009.

INTERNAL SERVICES DEPARTMENT – R. Inman:

- 29) Approve class specifications for the position of Environmental Health Manager and approve the addition of a 1.0 FTE Environmental Health Specialist I/II/III and a 1.0FTE Environmental Health Manager to the HSA Health Division Schedule of Authorized positions.

PLANNING DEPARTMENT – A. Henriques:

- 30) Consider a proposed ordinance amending Chapter 19 of the San Benito County Code pertaining to Code Enforcement.

ADMINISTRATIVE BUSINESS:

- 31) Receive third quarter financial report. (Mgmt. Analyst Kennedy)

CLOSED SESSION:

Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Reportable actions taken by the Board during Closed Session will be announced during open session. (Gov. Code Section 54957.1(a) & (b), Ralph M. Brown Act.)

- 32) Conference with Legal Counsel – Anticipated Litigation
- a) Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9 Number of cases: 1
 - b) Initiation of litigation pursuant to subdivision (c) of Government Code Section 54956.9. Number of cases: 1

33) Conference with Legal Counsel – Existing Litigation – (Subdivision (a) of Section 54856.9)

Name of Case(s);

1) Frank Del Carlo, et al. vs. County of San Benito (Case no. CU-06-00079)

ADJOURN TO TUESDAY, MAY 1, 2007 AT 9:30 A.M.

AGENDA SUBMITTAL DEADLINE IS MONDAY, APRIL 23, 2007 AT 1:00 P.M.

NOTE: A copy of this Agenda is published on the County's Web site on the Friday preceding each Board meeting and may be viewed at www.san-benito.ca.us/agendas. All proposed agenda items with supportive documents are available for viewing at the San Benito County Administration Building, 481 Fourth Street, Hollister, CA between the hours of 8:00 a.m. & 5:00 p.m., Monday through Friday (except holidays.) This is the same packet that the Board of Supervisors reviews and discusses at each Board meeting.

In compliance with the Americans with Disabilities Act (ADA) the Board of Supervisors meeting facility is accessible to persons with disabilities. If you need special assistance to participate in this meeting, please contact the Clerk of the Board's office at (831) 636-4000 at least 48-hours before the meeting to enable the County to make reasonable arrangements to ensure accessibility.